

RESPONSE UNDER 37 C.F.R. 1.116 -  
EXPEDITED PROCEDURE - EXAMINING GROUP [1645]

Attorney's Docket No. 038779/280277

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Kim et al. Confirmation No.: 7698  
Appln No.: 10/500,586 Group No.: 1645  
Filed: 09/09/2004 Examiner: Rodney P. Swartz  
For: PRIMERS FOR AMPLIFYING HSP 65 GENE OF MYCOBACTERIAL  
SPECIES HSP65 GENE FRAGMENTS AND METHOD OF IDENTIFYING  
MYCOBACTERIAL SPECIES WITH SAME

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)**

1. This is a petition for an extension of time for a total period of one month to respond to the Office Action dated June 23, 2009.
2. Applicant is  a small entity;  other than a small entity.
3. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(a)(5)):

<u>Total Months Requested</u>	<u>Fee for Other Than Small Entity</u>
One month	\$130.00

*\*Cannot be used to exceed six-month statutory limit for response to an Official Action.*

A check in the amount of \$\_\_\_\_\_ is enclosed.  
 Charge Deposit Account No. 16-0605 for the extension fee.  
 Charge Deposit Account No. 16-0605 for any fee deficiency.

Respectfully submitted,

John E. Johnson, III  
Registration No. 58,367

Customer No. 00826  
ALSTON & BIRD LLP  
Bank of America Plaza  
101 South Tryon Street, Suite 4000  
Charlotte, NC 28280-4000  
Tel Charlotte Office (704) 444-1000  
Fax Charlotte Office (704) 444-1111  
LEGAL02/31586500v1